

C. As provided by Section 787.12(a) of the Regulations, without prior disclosure of the facts to and specific authorization of the Office of Exporter Services, in consultation with the Office of Export Enforcement, no person may directly or indirectly, in any manner or capacity: (i) Apply for, obtain, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to an export or reexport of commodities or technical data by, to, or for another person then subject to an order revoking or denying his export privileges or then excluded from practice before the Bureau of Export Administration; or (ii) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate: (a) in any transaction which may involve any commodity or technical data exported or to be exported from the United States; (b) in any reexport thereof; or (c) in any other transaction which is subject to the Export Administration Regulations, if the person denied export privileges may obtain any benefit or have any interest in, directly or indirectly, any of these transactions.

Third, that a copy of this Order shall be served on Abelairas and on the Department.

Fourth, that this Order, as affirmed or modified, shall become effective upon entry of the final action by the Under Secretary for Export Administration, in accordance with the Act (50 U.S.C.A. app. § 2412(c)(1)) and the Regulations (15 CFR 788.23).

Edward J. Kuhlmann,
Administrative Law Judge.

Entered this 17th day of May, 1995.

To be considered in the 30 day statutory review process which is mandated by Section 13(c) of the Act, submissions must be received in the Office of the Under Secretary for Export Administration, U.S. Department of Commerce, 14th and Constitution Ave., N.W., Room 3898B, Washington, D.C., 20230, within 12 days. Replies to the other party's submission are to be made within the following 8 days. 15 CFR 788.23(b), 50 FR 53134 (1985). Pursuant to Section 13 (c)(3) of the Act, the order of the final order of the Under Secretary may be appealed to the U.S. Court of Appeals for the District of Columbia within 15 days of its issuance.

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Foreign-Trade Zones Board

[Docket 29-95]

Foreign-Trade Zone 40—Cleveland, OH, Application for Subzone, Ben Venue Laboratories (Pharmaceutical Products) Bedford, OH

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the Cleveland-Cuyahoga County Port Authority, grantee of FTZ 40, requesting special-purpose subzone status for the pharmaceutical manufacturing facility of Ben Venue Laboratories, Inc. (BVL), in Bedford, Ohio. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on May 31, 1995.

BVL is a privately-owned company whose primary business is the contract manufacture of sterile, injectable pharmaceutical products for major U.S. and foreign pharmaceutical companies. BVL also develops and manufactures products for many small, primarily biotechnology-based firms, and manufactures its own line of generic oncology products and injectable pharmaceuticals.

BVL's plant (7 bldgs. totalling 200,000 sq. ft. on 10 acres) is located at 300 Northfield Road, Bedford, Ohio, some 17 miles south of Cleveland. The facility is primarily used to produce sterile, injectable pharmaceutical products, such as antibiotics, antivirals, biologicals, cardiovasculars, diagnostics and oncologics. Bulk active ingredients for certain oncologic products are sourced abroad. The company may also purchase from abroad other bulk, active ingredients and materials in the following general categories: hydrocarbons and derivatives, alcohols and derivatives, phenols, ethers, acetals, aldehydes and derivatives, ketones, quinones, mono- and polycarboxylic acids and derivatives, amine-function compounds, oxygen function compounds, ammonium salts, carboxyimide-function compounds, nitrile-function compounds, hydrazine/hydroxylamine derivatives, nitrogen function compounds, organo-sulfur compounds, heterocyclic compounds, sulfonamides, vitamins, hormones, glycosides, vegetable alkaloids, sugars, antibiotics, and other organic compounds. Some 10 percent of production is exported.

Zone procedures would exempt BVL from Customs duty payments on foreign materials used in production for export. On domestic shipments, the company or its customers (in the case of sales to

plants operating under zone procedures) would be able to choose the duty rates that apply to the finished products (duty-free). The duty rates on foreign-sourced items range from duty-free to 18.6 percent. At the outset, zone savings would primarily involve choosing the finished product duty rate (duty-free) for a customer's product (HTSUS 3004.90.9015), instead of the rate (6.8%) otherwise applicable to the foreign active ingredient (HTSUS 2934.90.3000). The application indicates that the savings from zone procedures will help improve the plant's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is August 14, 1995. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to August 28, 1995).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

U.S. Department of Commerce District Office, Bank One Center, Suite 700, 600 Superior Avenue, Cleveland, Ohio 44114

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 3716, 14th and Pennsylvania Avenue, NW., Washington, DC 20230

Dated: June 5, 1995.

John J. Da Ponte, Jr.,

Executive Secretary.

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International Trade Administration

[A-428-801, A-475-801]

Antifriction Bearings (Other Than Tapered Roller Bearings) and Parts Thereof From Germany and Italy; Amended Final Results of Antidumping Duty Administrative Reviews

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of amended final results of antidumping duty administrative reviews.